

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 18, 2000

DIVISION TWO

B125225 John P. Willoughby et al. (Not for Publication)
 v.
 H. Thomas Fehn et al.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
 Cooper, J.

B136504 People (Not for Publication)
 v.
 Chris Tongdee

Appellant's sentence is ordered modified by striking the five-year enhancement pursuant to Penal Code section 667, subdivision (a), and, as to count 3, the three-year enhancement pursuant to Penal Code section 12022.7. The clerk of the superior court is directed to correct the abstract of judgment by deleting the Penal Code section 667, subdivision (a) enhancement and also by deleting, as to count 3, the enhancement pursuant to Penal Code section "12022.5(a)(1)." As modified, the judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
 Cooper, J.

September 18, 2000-Continued

DIVISION TWO (Continued)

B136293 People (Not for Publication)
v.
Vu Anhngoc Pham

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Todd, J.

DIVISION THREE

109803-00

The HONORABLE DENNIS M. PERLUSS, Judge of the Los Angeles Superior Court, Los Angeles County, is hereby assigned to assist the Court of Appeal, Second Appellate District, Division Three, as a Justice thereof, on the following dates:

October 1, 2000 to December 31, 2000

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

Dated: September 13, 2000

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial Council

September 18, 2000-Continued

DIVISION THREE (Continued)

B129808 Holmes (Certified for Publication)
v.
Jones et al.

The order of dismissal is affirmed. Costs on appeal awarded to defendants.

Kitching, J.

We concur: Croskey, Acting P.J.
 Schneider, J. (Assigned)

[illegible]

The trial court's ruling that Penal Code section 350, subdivision (d) is constitutional is affirmed.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

B133585 People
v.
Mayer

Filed order denying petition for rehearing.

DIVISION FIVE

B133099 Southern Pacific Rail (Not for Publication)
v.
Certain Underwriters at Lloyd's London

The judgment is therefore reversed and the matter remanded for further proceedings consistent with this opinion. Defendant's cross-appeal is dismissed. Each party shall bear its own costs on appeal.

Weisman, J. (Assigned)

We concur: Grignon, Acting P.J.
Godoy Perez, J.